

KEVIN G. KENNEALLY, ESQ.
617 406 4528 direct
kkenneally@donovanhatem.com

November 23, 2005

Via E-File

Ms. Lisa Hourihan, Courtroom Clerk
To The Honorable Reginald C. Lindsay
U.S. District Court
John Joseph Moakley U.S. Courthouse
1 Courthouse Way
Boston, MA 02210

Re: Seppi v. Mezzanotte LLC, et al.
Civil Action No. 03-CV12493-RCL

Dear Ms. Hourihan:

We received electronic notice that the trial of the Seppi v. Mezzanotte LLC, et al. matter has been rescheduled to February 27, 2006.

I am a lead counsel in a medical device and medical malpractice case involving catastrophic brain injuries that was specially scheduled for that date last spring. The case is Parilla v. Zambernardi, et al., Suffolk Superior Court C.A. No. 2000-03259. The case was scheduled almost a year in advance of trial because of the busy trial schedules of the medical malpractice defense attorneys (there are nine medical malpractice defendants, including Beth Israel-Deaconess Medical Center). I represent the device manufacturer defendants.

Perhaps the Court could convene a brief status conference or could kindly reschedule the trial to another date that is convenient to the District Court. My only other conflicts involving earlier-filed cases are an April 24th trial before Judge Woodlock in Carifio v. Benetton Sportssystem USA, Inc., U.S. District Court C.A. No. 02-11985-DPW, and DeLeon v. Fisher Engineering and Douglas Dynamics LLC, Suffolk Superior Court C.A. No. 1999-01180, a 1999 filing which is scheduled for trial on March 16, 2006.

Kindly advise if a motion is appropriate or necessary to raise the scheduling issues.

Thank you for your kind consideration. Have a pleasant Thanksgiving holiday.

Very truly yours,


Kevin G. Kenneally
KGK/caf

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cc: Edward F. Wallace III, Esq.